

Lockard, Michael (USANYS)

From: Johnson, William <WJohnson@KSLAW.com>
Sent: Friday, October 18, 2019 4:06 PM
To: Lockard, Michael (USANYS); Kamaraju, Sidhardha (USANYS); Denton, David (USANYS); Rebold, Jonathan (USANYS); Fletcher, Kiersten (USANYS) 1
Cc: Hruska, Andrew; Johnson, William
Subject: FW: US v. Halkbank, S6 15 Cr. 867 (RMB)
Attachments: KS letter to J. Berman 10.18.19.pdf

Michael, et al.,

Please see attached correspondence just delivered to the Court this afternoon.

Best,

Bill

Begin forwarded message:

From: "Lockard, Michael (USANYS)" <Michael.Lockard@usdoj.gov>
Date: October 16, 2019 at 11:41:49 AM EDT
To: "'Hruska, Andrew'" <AHruska@KSLAW.com>
Cc: "Kamaraju, Sidhardha (USANYS)" <Sidhardha.Kamaraju@usdoj.gov>, "Denton, David (USANYS)" <David.Denton@usdoj.gov>, "Rebold, Jonathan (USANYS)" <Jonathan.Rebold@usdoj.gov>, "Fletcher, Kiersten (USANYS) 1" <Kiersten.Fletcher@usdoj.gov>
Subject: RE: US v. Halkbank, S6 15 Cr. 867 (RMB)

External Sender

Sorry, summons attached.

From: Lockard, Michael (USANYS)
Sent: Wednesday, October 16, 2019 11:41 AM
To: 'Hruska, Andrew' <AHruska@KSLAW.com>
Cc: Kamaraju, Sidhardha (USANYS) <SKamaraju@usa.doj.gov>; Denton, David (USANYS) <DDenton@usa.doj.gov>; Rebold, Jonathan (USANYS) <JRebold@usa.doj.gov>; Fletcher, Kiersten (USANYS) 1 <KFletcher1@usa.doj.gov>
Subject: US v. Halkbank, S6 15 Cr. 867 (RMB)

Drew,

Attached is a copy of the summons issued by the Court. Please confirm if you will accept service on behalf of your client or, if not, to whom we should send it to accept service. The initial appearance is October 22, 2019 at 9:15 a.m.

Regards,

Michael D. Lockard
Assistant United States Attorney
U.S. Attorney's Office, Southern District of New York

One St. Andrew's Plaza | New York, New York 10007

(212) 637-2193 (direct) | (212) 637-0097 (fax) | michael.lockard@usdoj.gov

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October 18, 2019

VIA HAND DELIVERY

Honorable Richard M. Berman
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: United States v. Turkiye Halk Bankasi, A.S., a/k/a "Halkbank," No. S6 Cr. 867 (RMB)

Dear Judge Berman:

I am a partner of King & Spalding LLP and an attorney admitted to practice in this district. The U.S. Attorney's office has informed me that the Court has issued a summons in United States v. Turkiye Halk Bankasi, A.S., a/k/a "Halkbank," No. S6 Cr. 867 (RMB), for an initial appearance on October 22, 2019 at 9:15 a.m. Neither I nor my firm are authorized to accept service on behalf of Halkbank and are not authorized to make an appearance in this case.


The U.S. Attorney's office transmitted a copy of the summons to me by email on Wednesday October 16. Although the summons claims that I am "legally authorized to receive service of process" on behalf of defendant Halkbank, this is incorrect. Although King & Spalding has represented Halkbank in connection with the Department of Justice's prior investigation regarding Halkbank, at no point has King & Spalding been authorized to accept service of a summons or other legal process on behalf of Halkbank, and we have so informed the U.S. Attorney's office. Indeed, although the summons had already been executed with my name filled in as the representative authorized to accept service, when the Assistant U.S. Attorney sent it to me, he asked me to "confirm if you will accept service on behalf of your client or, if not, to whom we should send it to accept service." I informed the U.S. Attorney's Office during our conversation on Wednesday that I was not authorized to accept service.

October 18, 2019

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We will contact the Court and the U.S. Attorney's office if we have any new information relevant to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Andrew C. Hruska" followed by a stylized flourish or initials.

Andrew C. Hruska
AH3224

cc: AUSA Michael Lockard
AUSA Sidhardha Kamaraju
AUSA David Denton
AUSA Jonathan Rebold
AUSA Kiersten Fletcher
(all by electronic mail)